

**MINUTES OF THE PUBLIC HEARING HELD BEFORE THE  
COMMON COUNCIL OF THE CITY OF JASPER, INDIANA  
NOVEMBER 23, 2005**

A public hearing was held at 6:48 p.m. on Wednesday, November 23, 2005 in the Council Chambers of City Hall, 610 Main Street, Jasper, Indiana. The hearing was scheduled for 6:40 p.m. but was delayed due to the length of a preceding public hearing.

**Roll Call.**

|                                  |         |
|----------------------------------|---------|
| Mayor William J. Schmitt         | Present |
| Councilmembers                   |         |
| John Schroeder                   | Present |
| Bradley Seger                    | Present |
| Thomas Schmidt                   | Present |
| Ambrose 'Butch' Schitter         | Present |
| Renee Kabrick                    | Present |
| Randall Buchta                   | Present |
| Raymond Howard                   | Present |
| City Attorney Sandra Hemmerlein  | Present |
| Clerk-Treasurer Juanita S. Boehm | Present |

Clerk-Treasurer Juanita Boehm announced that in order to have a quorum for the hearing, a majority of the members of the legislative body must be in attendance. All seven members were in attendance; therefore, there was a quorum for the hearing.

The purpose of the hearing was to receive public comments concerning the petition to rezone the vacant land south of Diamond Ridge Estates and south and east of Brookstone Estates from A-1 (Agriculture) to R-R (Rural Residential).

City of Jasper Ordinance Number 1993-17, entitled "Zoning Ordinance and Subdivision Control Ordinance and Flood District and Flood Damage Prevention" and any and all amendments thereto were incorporated by reference into the record of this Public Hearing.

Notice appeared in the Herald on November 7, 2005. Notice was also posted at city hall.

Mayor Schmitt then asked for public comment and if there were any remonstrators present.

Ken Brosmer, Brosmer Land Surveying, representing Robert Durcholz, the developer, and Mark Brescher, the owner, displayed a map of the area. He said the land for the proposed rezoning was approximately 22 acres.

Councilmember Bradley Seger asked about streets and access to the area. Mr. Brosmer responded that the road through Brookstone I would be continued and that there were plans to construct an east/west road in the future. He said the developer doesn't own the land yet where the proposed Brookstone III will eventually be developed. Councilmember Ambrose Schitter stated that this is the

chance for the developer to work with the City to get the land and build a road for ingress and egress. Ken Brosmer responded that he considered this a local access road and asked if the City wanted to invest the money for a local access road. Councilmember Bradley Seger responded that it was a local access road that would eventually lead to a lot of homes. Councilmember Ambrose Schitter was concerned about fire protection as there was only one way in and one way out. Councilmember Bradley Seger conjectured that the time to do something about streets, as far as expenses go, would be now. He suggested a cost sharing with the developer. Bob Durcholz, the developer, guessed that the cost would be astronomical across a flood plain and did not think it would be used that much to justify the cost. Ken Brosmer pointed out that there would be two more roads going west off the main road.

There were no other comments and no remonstrators present.

On **motion** made by Councilmember Thomas Schmidt, seconded by Councilmember Renee Kabrick, and unanimously agreed, the public hearing was closed at 7:09 p.m.

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**William J. Schmitt, Mayor**  
**Presiding Officer**

**Attest:**

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**Juanita S. Boehm, Clerk-Treasurer**

Cynthia Kluemper, Recording Secretary